

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION**

<b>MICHAEL G. BRAUTIGAM,</b>	:	<b>Case No.: <u>1:11-cv-00551-SAS-KLL</u></b>
	:	<b>[Senior Judge S. Arthur Spiegel]</b>
	:	<b>[Mag. Judge Karen L. Litkovitz]</b>
<b>Plaintiff,</b>	:	
	:	
	:	
<b>vs.</b>	:	
	:	
<b>GEOFFREY P. DAMON, ET.AL.,</b>	:	
	:	
<b>Defendants.</b>	:	
	:	

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**MOTION TO STAY DISCOVERY MOTIONS PENDING DISPOSITION OF  
JURISDICTIONAL AND DISPOSITIVE MOTIONS**

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**NOW COMES Defendant Geoffrey P. Damon** and hereby moves this Court for an Order which stays the discovery motions and hearings thereon pending the disposition of the dispositive motions which are pending. A Memorandum follows to which this Court's attention is respectfully drawn.

Respectfully Submitted,

**/s/ Geoffrey P. Damon**  
Geoffrey P. Damon  
Defendant Pro se  
Law Offices of Blake R. Maislin, LLC  
2260 Francis Lane  
Cincinnati, Ohio 45206  
(513) 721-5555  
(513) 721-5557 (FAX)  
E-mail: gdamon@maislinlaw.com

**MEMORANDUM OF LAW**

The undersigned counsel has filed objections to the Magistrate's Decision regarding the expiration of the statute of limitations; further, the undersigned defendant has filed a motion which clearly demonstrates that the amount in controversy in this action does not satisfy that \$75, 000.00 requirement and finally, the undersigned defendant has submitted an affidavit regarding the services performed for Mr. Brautigam and that no breach of the standard of care occurred in the performance of those duties. The Plaintiff has not submitted any expert witness evidence and has not produced an expert report. Given these pending motions, the undersigned defendant moves this Court for an order which stays the discovery motions pending the disposition of these fully briefed motions.

The Plaintiff has not produced an expert report as of November 22, 2013. The Court imposed deadline was October 31, 2013. While the malicious personal attacks and venomous pleadings from Mr. Brautigam have been plentiful, he has failed to produce an expert report. The Plaintiff has not established and cannot establish a prima facie case against the undersigned defendant. There is no reason to engage in lengthy discovery disputes if the case is going to be dismissed pursuant to a pending dispositive motion.

For the foregoing reasons, the undersigned defendant moves this Court for an Order which stays discovery and postpones the hearing set for December 5, 2013 pending the disposition of the pending dispositive motions.

Respectfully Submitted,  
/s/ **Geoffrey P. Damon**  
Geoffrey P. Damon  
Defendant / Pro Se  
Law Offices of Blake R. Maislin, LLC  
Maislin Professional Center

2260 Francis Lane  
Cincinnati, Ohio 45206  
(513) 721-5555  
(513) 721-5557 (FAX)  
E-mail: [gdamon@maislinlaw.com](mailto:gdamon@maislinlaw.com)

**CERTIFICATE OF SERVICE**

I hereby certify that I have filed the foregoing Motion to Stay Discovery through the Clerk of Courts electronic filing system. And that the following CM/ECF participants shall be immediately notified of its filing. Further, I have served a true and accurate copy of the foregoing upon the following non-CM/ECF participants this 22<sup>nd</sup> day of November, 2013 via First Class U.S. Mail service, postage prepaid:

Michael G. Brautigam  
798 Clinton Springs Avenue, No. 6  
Cincinnati, Ohio 45229

Orville L. Reed, Esq.  
Stark & Knoll Co., LPA  
3475 Ridgewood Road  
Akron, Ohio 44333-3163

Geoffrey P. Damon  
Defendant / Pro Se  
Law Offices of Blake R. Maislin, LLC  
Maislin Professional Center  
2260 Francis Lane  
Cincinnati, Ohio 45206  
(513) 721-5555  
(513) 721-5557 (FAX)  
E-mail: [gdamon@maislinlaw.com](mailto:gdamon@maislinlaw.com)